IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(Crl.).No. 283 of 2006(S)

PETITIONER:

SOORAJ KUMAR P.P.,
S/O.PADMANABHAN, AGED 35 YEARS,
RESIDING AT PULKAYATH HOUSE, ARIVILANJA POYIL,
ALAKODE KARA, KANNUR DISTRICT, 670 571.

BY ADV. SRIP.S.SUJETH

RESPONDENTS:
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1. MORAI VASU, AGED 60 YEARS,
'SOUPARNIKA', NEAR CHRISTIAN CHURCH EAST CHALA,
KANNUR DISTRICT.

2. THE SUPERINTENDENT OF POLICE,
KANNUR DISTRICT.

BY ADDL.P.P. SRI.V.K.MOHANAN
GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 19/12/2006,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K.PADMANABHAN NAIR,JJ.

W.P.(Crl.)NO.283 OF 2006

Dated 19th December, 2006

JUDGMENT

Koshy,J.

This petition is filed stating that the alleged detenue was in love with the petitioner and she was illegally detained by her parents. Since the alleged detenue is a young girl, we directed the police to make discreet enquiry by deputing a woman constable in civil dress. A statement was obtained by her stating that the girl is married, during the college days also the petitioner was going after her and disturbing her and now she is residing with her husband happily. The petitioner has malafidely tarnished her image. This habeas corpus petition is mischievously filed. The girl is not under illegal custody and State has incurred a lot of expenses in tracing the alleged detenue. Therefore, this habeas corpus petition is dismissed with a cost of Rs.10,000/=. If the amount is not paid within one month, it can be realised by the State by taking revenue recovery proceedings.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

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